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NATIONAL SECURITY AGENCY
CENTRAL SECURITY SERVICE
FORT GEORGE G. MEADE, MARYLAND 20755-6000

OS REGISTRY
87-1636X

Serial: Q4-1281-87

6 NOV 1987

MEMORANDUM FOR THE CHAIRMAN, IG/CM(P) INFORMATION SECURITY COMMITTEE

SUBJECT: Draft ISCOM Response to SSCI Recommendation 63 - INFORMATION MEMORANDUM

1. At the last IG/CM(P) ISCOM meeting you asked that I draft a proposed response to the Senate Select Committee on Intelligence Recommendation 63 (Chairman, IG/CM(P) 24 October 1986 memorandum reference B.11.e.).

2. Attached is the requested draft ISCOM response. You may care to circulate it to ISCOM members for consideration prior to the next ISCOM meeting on Wednesday 18 November 1987.

STAT

M. J. LEVIN
NSA Member
IG/CM(P) ISCOM

Encl:
Draft Response on SSCI Recommendation 63

87-470

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ISCOM Comment on SSCI Recommendation 63 (B.11.e.)

"63. Recommendation - An Executive Order should be promulgated requiring each agency to establish procedures governing authorized disclosure of classified information to the news media including background disclosures of information that remains classified. Such procedures should require records for accountability, consultation with originating agencies, and designation of officials authorized to disclose classified information to the media."

Comment: The ISCOM fully appreciates the intent of the SSCI in its desire to do something to stem the continuing flow of classified information to the media. The wording of this SSCI recommendation, however, is inherently flawed since its implementation would actually require the disclosure of classified information to the media.

The ISCOM agrees that existing measures to prevent unauthorized disclosures have been proven ineffective. What is required is a system to provide for the advance coordination for declassification of information which is proposed to be disclosed to the media.

The system should contain the following elements:

- Recognition that, from time to time, senior officials may have to release heretofore classified information for valid foreign policy or national defense reasons.

- Provision of a coordination system to carefully declassify the subject information while not damaging other vital national security interests or compromising sensitive intelligence sources and methods.

- A recording system to document all contacts with and dissemination to the media.

- Strong executive support for effective application of administrative and criminal sanctions.

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A draft National Security Decision Directive entitled "Controlled Executive Disclosure" is attached. It is a basic policy statement which would require fleshing out with specific implementation details and responsibilities. The implementation of this draft directive would not only be responsive to the SSCI's recommendation but would implement in a forceful manner the intent of the administration as originally stated in NSDD 84. Given sufficient executive support it would go a long way toward eliminating damaging unauthorized disclosures of classified information.

Encl:
Draft NSDD - Controlled Executive Disclosure

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DRAFT

THE WHITE HOUSE

WASHINGTON

National Security
Decision Directive

CONTROLLED EXECUTIVE DISCLOSURE

From time to time authorities within the Executive Departments determine that it is necessary to declassify currently classified information for release in connection with valid foreign policy or national security requirements.

The purpose of this directive is to establish a procedure to assure that such releases do not inadvertently jeopardize military operations, foreign relations, or sensitive intelligence sources or methods.

When such proposed releases relate to military operations, they will be referred to the Secretary of Defense or his designee for approval.

When such proposed releases relate to foreign relations, they will be referred to the Secretary of State or his designee for approval.

When such proposed releases include, or are based on, sensitive intelligence sources or methods they will be referred to the Director of Central Intelligence or his designee for approval. Additionally if sensitive cryptologic information is involved, the item must be referred to the Director, National Security Agency.

Releases, either verbal or written, which contain formerly classified information and which have been coordinated in accordance with the control procedures described herein will be referred to as Controlled Executive Disclosures (CED). Authorities releasing such information will maintain a record of the CED coordination and release details. Releases of classified information which have not been subject to the CED coordination process will be considered unauthorized disclosures.

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SENIOR INTERAGENCY GROUP (INTELLIGENCE)
INTERAGENCY GROUP/COUNTERMEASURES (POLICY)
WASHINGTON, D.C. 20505

(ISCOM)

9 November 1987

ANNUAL REPORT OF THE INFORMATION SECURITY COMMITTEE (ISCOM)

SECTION I

A. This section of the annual report of the ISCOM is based on the ISCOM charter, minutes, and special reports of the ISCOM.

1. The ISCOM charter was approved by the Chairman of the Interagency Group/Countermeasures (Policy) (IG/CM(P)) on 2 December 1986. The charter provides an authoritative basis for the ISCOM, and sets forth its mission, functions, responsibilities, composition and organization.

2. In its first year of operation, the ISCOM met four times; the meeting dates were 21 August 1986, 13 November 1986, 3 February 1987, and 22 July 1987. (The next meeting is set for 18 November 1987.)

3. Some of the activities of the first year were devoted to establishing a charter document that would be acceptable to the many diverse interests represented by ISCOM departments and agencies, namely:

Department of Defense
Department of Army
Department of Navy
Department of Air Force
Defense Intelligence Agency
National Security Agency
Federal Bureau of Investigation
Department of State
National Security Council Staff
Central Intelligence Agency
Department of Justice
Department of Commerce
Department of Energy
Department of Treasury
Information Security Oversight Office
Intelligence Community Staff

However, most of the ISCOM's first-year effort was devoted to the task of determining the disposition of the many significant recommendations contained in the so-called IG/CM(P) "collated list of action items" dated 24 October 1986. Of the 95 action items, the

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ISCOM initially was assigned 38 for action. In the process of disposing of most of those, the ISCOM made contributions to the solution of other recommendations, including input to the Personnel Security Committee for the recommendations on government-wide training objectives, use of the polygraph for counterintelligence purposes within the Department of Defense, and reimbursement to the government for personnel security investigations based on false information. The ISCOM reported its progress on the collated list of action items on 30 March 1987, 7 April 1987, and 9 October 1987; only a few of the action items remain to be addressed.

SECTION II

B. This section of the annual report pertains to the ISCOM's projected activities for its second year of operation.

1. The ISCOM's course for its second year of operations has been set to some extent by past events. It is clear that the following will have to be addressed:

a. Dispositon of the remaining action items from the collated listing cited above. (Included are the recommendations to ensure that plans are developed to maintain the security awareness of the public at large and the possible significance of foreign contacts, and closing out action on other recommendations such as welcoming the opportunity for joint discussions between Congress and the Executive Branch to examine various approaches to legislation regarding unauthorized disclosure of classified information.)

b. Address the many information security questions concerning the STU-III that is about to be placed in wide-spread use. (It is likely that this will become a tasking derived from the "1987 National Assessment of the Hostile Intelligence Threat and U.S. Countermeasures.")

c. Ways and means to stimulate and provide better classification management. (The initial decision to classify information drives all other classified information security countermeasure programs.)

d. Support and guide implementation of the 13 initiatives of the Information Security Oversight Office. (Approval of these by the President is anticipated soon.)

2. The ISCOM can and should play a larger role as a forum where department and agency representatives can exchange views, problems, and solutions that impact both interagency and internal settings. The cumulative expertise represented in the ISCOM is enormous and this national resource should be used to the fullest extent, and in harmony with, the Information Security Oversight

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Office. The ISCOM should be more active in its second year. It is anticipated that the ISCOM will meet six times, at least, and may form working subcommittees to address particular matters such as the STU-III.

Maynard C. Anderson
Chairman

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REMARKS

Bob,

Attached are some handouts from the 18 November ISCOM meeting. A good portion of the meeting was devoted to a review of the outstanding action items in the 7 April 1987 memo. * The NSA paper will be "voted on" at the next meeting.

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[redacted]

Bob

C/SSC provided this as FYI. No DDS action yet. A vote will be taken at next ~~xxx~~ ISCOM meeting. If "yea" paper most likely would go to all member agencies for review/concurrence.

[redacted] STAT

2 Dec

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